



Rep. Natalie A. Manley

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LRB099 17312 AWJ 45236 a

1 AMENDMENT TO HOUSE BILL 5200

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5200 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Police Act is amended by adding  
5 Section 40 as follows:

6 (20 ILCS 2610/40 new)

7 Sec. 40. Training; administration of epinephrine.

8 (a) For the purposes of this Section:

9 "Epinephrine auto-injector" means a single-use device used  
10 for the automatic injection of a pre-measured dose of  
11 epinephrine into the human body.

12 "Undesignated epinephrine auto-injector" means an  
13 epinephrine auto-injector prescribed in the name of the  
14 Department.

15 (b) The Department shall conduct or approve a training  
16 program for State Police officers to recognize and respond to

1 anaphylaxis including, but is not limited to:

2 (1) how to recognize symptoms of an allergic reaction;

3 (2) how to respond to an emergency involving an  
4 allergic reaction;

5 (3) how to administer an epinephrine auto-injector;

6 (4) how to respond to an individual with a known  
7 allergy as well as an individual with a previously unknown  
8 allergy;

9 (5) a test demonstrating competency of the knowledge  
10 required to recognize anaphylaxis and administer an  
11 epinephrine auto-injector; and

12 (6) other criteria as determined in rules adopted by  
13 the Department.

14 In consultation with statewide professional organizations  
15 representing physicians licensed to practice medicine in all of  
16 its branches and registered nurses, the Department shall make  
17 available resource materials consistent with criteria in this  
18 subsection (b) for educating trained personnel to recognize and  
19 respond to anaphylaxis. The Department may take into  
20 consideration the curriculum on this subject developed by other  
21 states, as well as any other curricular materials suggested by  
22 medical experts and other groups that work on life-threatening  
23 allergy issues. The Department is not required to create new  
24 resource materials. The Department shall make these resource  
25 materials available on its Internet website.

26 (c) The Department shall require all State Police officers

1 to complete the training program under subsection (b) and to  
2 carry Department-provided undesignated epinephrine  
3 auto-injectors whenever he or she is performing official  
4 duties. A State Police officer may: (i) provide an undesignated  
5 epinephrine auto-injector to an individual for  
6 self-administration; and (ii) administer an undesignated  
7 epinephrine auto-injector to any person that the State Police  
8 officer in good faith believes is having an anaphylactic  
9 reaction.

10 (d) Within 24 hours of the administration of an  
11 undesignated epinephrine auto-injector, the Department must  
12 notify the physician, physician assistant, or advance practice  
13 nurse who provided the standing protocol or prescription for  
14 the undesignated epinephrine auto-injector of its use.

15 (e) A physician, a physician assistant who has been  
16 delegated prescriptive authority for epinephrine  
17 auto-injectors in accordance with Section 7.5 of the Physician  
18 Assistant Practice Act of 1987, or an advanced practice nurse  
19 who has been delegated prescriptive authority for epinephrine  
20 auto-injectors in accordance with Section 65-40 of the Nurse  
21 Practice Act may prescribe or issue standing protocol for  
22 undesignated epinephrine auto-injectors in the name of the  
23 Department to be maintained for use when necessary. Any supply  
24 of undesignated epinephrine auto-injectors shall be maintained  
25 in accordance with the manufacturer's instructions.

26 (f) When a State Police officer administers or fails to

1 administer an epinephrine auto-injector in good faith, the  
2 officer and the Department, its employees and agents, and any  
3 physician, physician assistant, or advanced practice  
4 registered nurse providing a standing protocol or a  
5 prescription for epinephrine auto-injectors, incur no  
6 liability or professional discipline, except for willful and  
7 wanton conduct, as a result of any injury arising from the use  
8 or non-use of an epinephrine auto-injector.

9 (g) By October 1, 2017 and every year thereafter, the  
10 Department shall submit a report to the General Assembly  
11 identifying the frequency and circumstances of undesignated  
12 epinephrine administration during the preceding year. This  
13 report shall be published on the Department's Internet website  
14 on the date the report is delivered to the General Assembly.

15 Section 10. The Illinois Police Training Act is amended by  
16 adding Section 10.19 as follows:

17 (50 ILCS 705/10.19 new)

18 Sec. 10.19. Training; administration of epinephrine.

19 (a) For the purposes of this Section:

20 "Epinephrine auto-injector" means a single-use device used  
21 for the automatic injection of a pre-measured dose of  
22 epinephrine into the human body.

23 "Undesignated epinephrine auto-injector" means an  
24 epinephrine auto-injector prescribed in the name of a local

1 governmental agency.

2 (b) The Board shall conduct or approve a training program  
3 for police officers to recognize and respond to anaphylaxis  
4 including, but is not limited to:

5 (1) how to recognize symptoms of an allergic reaction;

6 (2) how to respond to an emergency involving an  
7 allergic reaction;

8 (3) how to administer an epinephrine auto-injector;

9 (4) how to respond to an individual with a known  
10 allergy as well as an individual with a previously unknown  
11 allergy;

12 (5) a test demonstrating competency of the knowledge  
13 required to recognize anaphylaxis and administer an  
14 epinephrine auto-injector; and

15 (6) other criteria as determined in rules adopted by  
16 the Board.

17 In consultation with statewide professional organizations  
18 representing physicians licensed to practice medicine in all of  
19 its branches and registered nurses, the Board shall make  
20 available resource materials consistent with criteria in this  
21 subsection (b) for educating trained personnel to recognize and  
22 respond to anaphylaxis. The Board may take into consideration  
23 the curriculum on this subject developed by other states, as  
24 well as any other curricular materials suggested by medical  
25 experts and other groups that work on life-threatening allergy  
26 issues. The Board is not required to create new resource

1 materials. The Board shall make these resource materials  
2 available on its Internet website.

3 (c) The Board shall require all police officers to complete  
4 the training program under subsection (b) and to carry  
5 undesigned epinephrine auto-injectors provided by a local  
6 governmental agency whenever he or she is performing official  
7 duties. A police officer may: (i) provide an undesigned  
8 epinephrine auto-injector to an individual for  
9 self-administration; and (ii) administer an undesigned  
10 epinephrine auto-injector to any person that the police officer  
11 in good faith believes is having an anaphylactic reaction.

12 (d) Within 24 hours of the administration of an  
13 undesigned epinephrine auto-injector, a local governmental  
14 agency must notify the physician, physician assistant, or  
15 advance practice nurse who provided the standing protocol or  
16 prescription for the undesigned epinephrine auto-injector of  
17 its use.

18 Within 3 days after the administration of an undesigned  
19 epinephrine auto-injector by a police officer, a local  
20 government agency must report to the Board in a form and manner  
21 prescribed by the Board the following information:

22 (1) age and type of person receiving epinephrine;

23 (2) any previously known diagnosis of a severe allergy,  
24 if known;

25 (3) trigger that precipitated allergic episode, if  
26 known;

1           (4) location where symptoms developed, if known;

2           (5) number of doses administered; and

3           (6) any other information required by the Board.

4           (e) A physician, a physician assistant who has been  
5 delegated prescriptive authority for epinephrine  
6 auto-injectors in accordance with Section 7.5 of the Physician  
7 Assistant Practice Act of 1987, or an advanced practice nurse  
8 who has been delegated prescriptive authority for epinephrine  
9 auto-injectors in accordance with Section 65-40 of the Nurse  
10 Practice Act may prescribe or issue standing protocol for  
11 undesigned epinephrine auto-injectors in the name of the  
12 local governmental agency to be maintained for use when  
13 necessary. Any supply of undesigned epinephrine  
14 auto-injectors shall be maintained in accordance with the  
15 manufacturer's instructions.

16           (f) When a police officer administers or fails to  
17 administer an epinephrine auto-injector in good faith, the  
18 officer and the local governmental agency, its employees and  
19 agents, and any physician, physician assistant, or advanced  
20 practice registered nurse providing a standing protocol or a  
21 prescription for epinephrine auto-injectors, incur no  
22 liability or professional discipline, except for willful and  
23 wanton conduct, as a result of any injury arising from the use  
24 or non-use of an epinephrine auto-injector.

25           (g) By October 1, 2017 and every year thereafter, the Board  
26 shall submit a report to the General Assembly identifying the

1 frequency and circumstances of undesignated epinephrine  
2 administration during the preceding year. This report shall be  
3 published on the Board's Internet website on the date the  
4 report is delivered to the General Assembly.

5 Section 15. The Illinois Food, Drug and Cosmetic Act is  
6 amended by changing Section 3.21 as follows:

7 (410 ILCS 620/3.21) (from Ch. 56 1/2, par. 503.21)

8 Sec. 3.21. Except as authorized by this Act, the Illinois  
9 Controlled Substances Act, the Pharmacy Practice Act, the  
10 Dental Practice Act, the Medical Practice Act of 1987, the  
11 Veterinary Medicine and Surgery Practice Act of 2004, the  
12 Podiatric Medical Practice Act of 1987, or Section 22-30 of the  
13 School Code, Section 40 of the State Police Act, or Section  
14 10.19 of the Illinois Police Training Act to sell or dispense a  
15 prescription drug without a prescription.

16 (Source: P.A. 99-78, eff. 7-20-15.)".